

# BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee C</b>
<b>Report of:</b>	<b>Interim Assistant Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Wednesday 16<sup>th</sup> December 2020</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Variation</b>
<b>Premises:</b>	<b>Select Xpress, 1164 – 1166 Warwick Road, Acocks Green, Birmingham, B27 6BS</b>
<b>Ward affected:</b>	<b>Acocks Green</b>
<b>Contact Officer:</b>	<b>Bhupinder Nandhra, Senior Licensing Officer, 0121 303 9896 <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

### 1. Purpose of report:

To consider relevant representations that have been made in respect of an application to vary the Premises Licence which seeks to extend the hours for the Sale of Alcohol (for consumption off the premises only), to operate 24hours (Monday to Sunday).

Premises to remain open to the public 24hours (Monday to Sunday)

### 2. Recommendation:

To consider the representations that have been made and to determine the application.

### 3. Brief Summary of Report:

Variation application received on 2<sup>nd</sup> November 2020 in respect of Select Xpress, 1164 – 1166 Warwick Road, Acocks Green, Birmingham, B27 6BS.

Representations have been received from Other Persons.

### 4. Compliance Issues:

#### 4.1 Consistency with relevant Council Policies, Plans or Strategies:

The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.

<p><b>5. Relevant background/chronology of key events:</b></p> <p>Vanniyasingam Gunaseelan applied on 2<sup>nd</sup> November 2020 to vary the Premises Licence for Select Xpress, 1164 – 1166 Warwick Road, Acocks Green, Birmingham, B27 6BS.</p> <p>Representations have been received from Other Persons. See Appendices 1 and 2.</p> <p>The application is attached at Appendix 3.</p> <p>Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 4.</p> <p>The current Premises Licence is attached at Appendix 5.</p> <p>Site Location Plans at Appendix 6.</p> <p>When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003. The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are:-</p> <ul style="list-style-type: none"> <li>a. The prevention of crime and disorder;</li> <li>b. Public safety;</li> <li>c. The prevention of public nuisance; and</li> <li>d. The protection of children from harm.</li> </ul>
<p><b>6. List of background documents:</b></p> <p>Copy of the representation as detailed in Appendices 1 and 2</p> <p>Application Form, Appendix 3.</p> <p>Conditions agreed with West Midlands Police, Appendix 4.</p> <p>Current Premises Licence, Appendix 5.</p> <p>Site Location Plans, Appendix 6.</p>
<p><b>7. Options available</b></p> <p>To grant the variation application</p> <p>To refuse the whole or part of the application</p> <p>To modify the conditions of the Licence</p>

**From:**  
**Sent:** 29 November 2020 19:34  
**To:** Licensing  
**Subject:** Application to sell alcohol licence - Acocks Green

Dear Sir / Madam ,

I am writing to express my concern at the application to sell alcohol 24 hours at the Michael's Drinks Stop 1164 Warwick Road, Acocks Green.

I do not believe that this will be a positive move forward for the area which is close to a school and is a family area. I believe that this will attract anti social behaviour and isn't required in Acocks Green. There are already plenty of supermarkets nearby that are open til late most days.

Many thanks,

From:  
Sent: 30 November 2020 02:36  
To: Licensing  
Subject: Objection

Dear Sir/Madam,

To whom it may concern. I write to strongly object to the selling of alcohol at the New 24/7 store currently trading as Select Express previously known as Michael's drink stop in Acocks Green Village Birmingham.

I live and work in the area and do not agree to the trading hours of this new store as it does not abide by the current government guidelines and covid 19 restrictions, as do other nearby stores which close for business at 10pm. We currently have a 24/7 hour convenience store in the local area and believe we do not need another store of the same stature. I believe this store is not abiding by the rules and is currently trading as a 24/7 hour store for its own financial gain.

I have many growing concerns due to it being near many schools in the area where my nephew and nieces attend and parents who have very young children who could be easily influenced into buying and selling alcohol to younger minors. Please consider my concerns when making your decision as I have also raised my concerns with the local schools in the area.

Kind regards



**Birmingham**  
**Application to vary a premises licence**  
**Licensing Act 2003**

For help contact  
[licensingonline@birmingham.gov.uk](mailto:licensingonline@birmingham.gov.uk)  
 Telephone: 0121 303 9896

\* required information

**Section 1 of 18**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☐ Applying as a business or organisation, including as a sole trader

☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

**Address**

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text"/>

**Agent Details**

* First name	<input type="text" value="Naga"/>	
* Family name	<input type="text" value="Rajesh"/>	
* E-mail	<input type="text"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	
<input type="checkbox"/> Indicate here if you would prefer not to be contacted by telephone		

Are you:

- ☒ An agent that is a business or organisation, including a sole trader  
☐ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Agent Business**

Is your business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number	<input type="text" value="06100860"/>
Business name	<input type="text" value="Preradic Ltd"/>
VAT number	<input type="text" value="-"/> <input type="text" value="None"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="Director"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

**Agent Registered Address**

Address registered with Companies House.

Building number or name	31
Street	Ramsay Garden
District	
City or town	Romford
County or administrative area	
Postcode	RM3 7NT
Country	United Kingdom

**Section 2 of 18**

**APPLICATION DETAILS**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number 4074

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

**Postal Address Of Premises**

Building number or name	1164-1166 [Select Xpress - Formerly known as Michaels Drink Stop]
Street	Warwick Road
District	
City or town	Acocks Green
County or administrative area	
Postcode	B27 6BS
Country	United Kingdom

**Premises Contact Details**

Telephone number	
Non-domestic rateable value of premises (£)	10,750

**Section 3 of 18**

Continued from previous page...

#### VARIATION

Do you want the proposed variation to have effect as soon as possible? ☒ Yes ☐ No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

☐ Yes ☒ No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

#### Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

Change the name of the premises to Select Xpress (Formerly known as Michaels Drink Stop)  
Amend the sale of alcohol (off sales) to 00:00 to 23:59, Monday to Sunday

#### Section 4 of 18

##### PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to vary is successful?

☐ Yes ☒ No

#### Section 5 of 18

##### PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to vary is successful?

☐ Yes ☒ No

#### Section 6 of 18

##### PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?



Continued from previous page...		<input type="radio"/> Yes	<input checked="" type="radio"/> No
<b>Section 7 of 18</b>			
<b>PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS</b>			
See guidance on regulated entertainment			
Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?			
<input type="radio"/> Yes		<input checked="" type="radio"/> No	
<b>Section 8 of 18</b>			
<b>PROVISION OF LIVE MUSIC</b>			
See guidance on regulated entertainment			
Will the schedule to provide live music be subject to change if this application to vary is successful?			
<input type="radio"/> Yes		<input checked="" type="radio"/> No	
<b>Section 9 of 18</b>			
<b>PROVISION OF RECORDED MUSIC</b>			
See guidance on regulated entertainment			
Will the schedule to provide recorded music be subject to change if this application to vary is successful?			
<input type="radio"/> Yes		<input checked="" type="radio"/> No	
<b>Section 10 of 18</b>			
<b>PROVISION OF PERFORMANCES OF DANCE</b>			
See guidance on regulated entertainment			
Will the schedule to provide performances of dance be subject to change if this application to vary is successful?			
<input type="radio"/> Yes		<input checked="" type="radio"/> No	
<b>Section 11 of 18</b>			
<b>PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE</b>			
See guidance on regulated entertainment			
Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?			
<input type="radio"/> Yes		<input checked="" type="radio"/> No	
<b>Section 12 of 18</b>			
<b>PROVISION OF LATE NIGHT REFRESHMENT</b>			
Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?			
<input type="radio"/> Yes		<input checked="" type="radio"/> No	
<b>Section 13 of 18</b>			

Continued from previous page...

### SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

##### SATURDAY

Start

End

Start

End

##### SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

☐ On the premises

☒ Off the premises

☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

N/A

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

#### Section 14 of 18

##### ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

#### Section 15 of 18

##### HOURS PREMISES ARE OPEN TO THE PUBLIC

###### Standard Days And Timings

###### MONDAY

Start 00:00

End

Start

End 23:59

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

###### TUESDAY

Start 00:00

End

Start

End 23:59

###### WEDNESDAY

Start 00:00

End

Start

End 23:59

###### THURSDAY

Start 00:00

End

Start

End 23:59

Continued from previous page...

FRIDAY

Start 00:00

End

Start

End 23:59

SATURDAY

Start 00:00

End

Start

End 23:59

SUNDAY

Start 00:00

End

Start

End 23:59

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

N/A

☒ I have enclosed the premises licence

☐ I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

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LICENSING OBJECTIVES

**Continued from previous page...**

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote **all** four licensing objectives together.

The premises will be managed and controlled by a responsible person at all time.  
The Designated Premises Supervisor will be on the premises or contactable during the operating hours.

b) The prevention of crime and disorder

Police will be reported for any incidents of a criminal nature.  
A comprehensive Internal & External CCTV will be installed and the recordings will be kept for minimum of 30 days. Also these recordings will be available for any responsible authorities.

c) Public safety

Fire safety equipment are installed and will be maintained on the premises.  
The Emergency Exit will be kept free from obstructions at all time.  
Staff will be fully trained in alcohol sales and fire safety/evacuation procedures.

d) The prevention of public nuisance

Adequate bins will be available for customers to dispose of their litter.

e) The protection of children from harm

EPOS terminal with till prompt for alcohol & tobacco sale  
The Challenge 21 Policy will be strictly followed and the relevant signs will be on display.  
A register of refusal of sales will be kept and maintained on the premises.  
Spirits will be located behind the counter Area.

**Section 17 of 18**

**NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
  - o a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

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#### **PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at <https://www.tax.service.gov.uk/business-rates-find/search>

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00\*

Band E - £125001 and over - £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 - £1,000.00

Capacity 10000-14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

\* Fee amount (£)

190.00

#### **ATTACHMENTS**

#### **AUTHORITY POSTAL ADDRESS**

Continued from previous page...

**Address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

**DECLARATION**

I/WE UNDERSTAND THAT IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE  
\* STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON  
SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

☐ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**



**From:** Mark Swallow  
**Sent:** 19 November 2020 08:32  
**To:** Licensing  
**Cc:** 'Naga Rajesh'  
**Subject:** SELECT EXPRESS APPLICATION TO VARY PREMISES LICENSE

Good Morning Licensing,

With regard to the premises license application for Select Xpress (Formerly Michaels Drink Stop) Ref 1016064. West Midlands Police have reviewed this application and are happy that if the below conditions are added to the licence, together with the operating conditions already offered by the applicant then the licensing objectives will be met and promoted. The conditions have been agreed with the applicant as per below email chain who is also copied to this email.

Dear Mark,

Thank you for the email. We are happy with the amendments to those two additional conditions. we are happy accept the all other conditions in full.

Thank you  
Best Regards,

**Naga Rajesh** BSc(Hons), ACP  
Licensing Consultant

The agreed conditions are:

- CCTV that is approved by West Midlands police and able to capture images particularly outside under conditions of low lighting will be fitted in the premises. Images will be retained for a period of at least 31 days and will be made available to any of the responsible authorities to view or copies produced on request. If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 31 days and made immediately available to any of the responsible authorities on request.
- All staff will receive training in the Licencing Act 2003, the Licencing objectives and in relation to CSE and their role in combatting this. No staff will work at the premises until this training has been completed and the required refreshments have been completed. Refresher training should take place once a year.
- All staff Licencing Act 2003, Licencing Objective and CSE training will be documented and sign by both the trainer and trainee. No staff to work at the premises until this training has been completed. Training records to be made available to any of the responsible authorities on request.
- No persons will be allowed into the premises if 18 years old or younger unless they are accompanied by an adult between 2300 and 0500 hours.
- A challenge 25 policy will be operated by the premises with notices informing customers of the policy. The only forms of acceptable identification shall be a photographic driving license, a valid passport, a recognised form of photographic identification incorporating the PASS logo or a valid military identification. Notices will be displayed in the premises stating this.
- An Incident/Refusals Book will be maintained at the premises and made available to any of the appropriate authorities on request.

- Single cans or bottles of beers, ciders and alcopops of less than 75 ml or plastic cups to accompany purchases of alcohol are not to be sold.
- A list of persons that cause issues will be maintained by the premises and the management will not serve alcohol or tobacco products to these individuals at any time. This list can be populated by the management or any other responsible authorities.
- The management will take part in local neighbourhood watch or similar schemes.

If the above conditions are imposed onto the licence then West Midlands Police have no objection to this licence application.

Regards and thanks

MARK SWALLOW  
WEST MIDLANDS POLICE LICENSING DEPARTMENT.  
101 801 1795.

**LICENSING ACT 2003****PREMISES LICENCE**

Premises Licence Number:

4074 / 2

**Part 1 - Premises details:**

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
Michaels Drink Stop 1164 - 1166 Warwick Road Acocks Green	
<b>Post town:</b>	<b>Post Code:</b>
Birmingham	B27 6BS
<b>Telephone Number:</b>	
Not Specified	

<b>Where the licence is time limited the dates</b>
N/A

<b>Licensable activities authorised by the licence</b>
M2      Sale of alcohol by retail (off the premises)

<b>The times the licence authorises the carrying out of licensable activities</b>				
Monday	08:00	-	23:00	All
Tuesday	08:00	-	23:00	All
Wednesday	08:00	-	23:00	All
Thursday	08:00	-	23:00	All
Friday	08:00	-	23:00	All
Saturday	08:00	-	23:00	All
Sunday	10:00	-	22:30	All
Christmas Day: 12:00 - 15:00 and 19:00 - 22:30	00:00	-	00:00	All
Good Friday	08:00	-	22:30	All

<b>The opening hours of the premises</b>				
Monday	08:00	-	23:00	
Tuesday	08:00	-	23:00	
Wednesday	08:00	-	23:00	
Thursday	08:00	-	23:00	
Friday	08:00	-	23:00	
Saturday	08:00	-	23:00	
Sunday	10:00	-	22:30	
Christmas Day: 12:00 - 15:00 and 19:00 - 22:30	00:00	-	00:00	
Good Friday	08:00	-	22:30	

<b>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</b>
Off Supplies

**Part 2**

<b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence</b> Mr Vanniyasingam Gunaseelan	
<b>Post town:</b>	<b>Post Code:</b>
<b>Telephone Number:</b> Not Specified	
<b>Email</b> N/A	

<b>Registered number of holder for example company number or charity number (where applicable)</b>
--

<b>Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol</b> Mrs Rajvinder Kaur Sunner	
<b>Post town:</b>	<b>Post Code:</b>
<b>Telephone Number:</b> N/A	

<b>Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol</b>	
<b>Licence Number</b> SOL/PE/080/2005	<b>Issuing Authority</b> SOLIHULL

*Dated 13/11/2020*

SHAID YASSER  
Senior Licensing Officer  
For Director of Regulation and Enforcement

## Annex 1 – Mandatory Conditions

No supply of alcohol may be made under the premises licence (a) at a time when there is no designated premises supervisor in respect of the premises licence, or (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either— (a) a holographic mark, or (b) an ultraviolet feature.

(1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. (2) In this condition:— (a) “permitted price” is the price found by applying the formula  $P = D + (D \times V)$ , where— (i) P is the permitted price, (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol; (b) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence— (i) the holder of the premises licence, (ii) the designated premises supervisor (if any) in respect of such a licence, or (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence; (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994. (3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny. (4) Where the permitted price on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions consistent with operating schedule**

### **2a) General conditions consistent with the operating schedule**

The Licence Holder shall ensure that staff are trained with regard to the Licensing Act 2003, in particular in respect of the sale of alcohol. A log of training will be maintained and can be inspected by any Responsible Authority.

### **2b) Conditions consistent with, and to promote the prevention of crime and disorder**

The Premises Licence Holder will ensure that CCTV camera system is in use with 24 hour recording facilities covering inside and outside of the premises to the satisfaction of West Midlands Police.

The Premises Licence Holder will ensure that there will be a zero tolerance policy towards drunken or anti-social behaviour to be in operation at all times.

CCTV to be installed / updated to the recommendations and specifications of West Midlands Police.

CCTV recordings and images to be downloadable and made immediately available on request of any of the responsible authorities.

CCTV images and recording to be kept / stored for a period of no less than 28 days.

CCTV signage to be prominently displayed throughout the premises sales area.

Refusals register to be signed off on a weekly basis by the DPS.

An incident log to be kept by the premises, to record all incidents at the premises whether the emergency services are contacted or not. This log to be signed off weekly by the DPS.

### **2c) Conditions consistent with, and to promote, public safety**

No enforceable conditions identified from operating schedule.

### **2d) Conditions consistent with, and to promote the prevention of public nuisance**

No enforceable conditions identified from operating schedule.

### **2e) Conditions consistent with, and to promote the protection of children from harm**

The Licence Holder will enforce age restrictions and only accept valid forms of ID such as proof of age cards, photo driving licence and passports.

The Licence Holder shall ensure there is appropriate and clearly visible signage confirming that alcohol will not be sold to under 18's.

A challenge 21 policy shall be enforced at the premises.

The premises Licence Holder shall ensure that a refusals register is maintained at the premises and is available for inspection by any Responsible Authority.

### **Annex 3 – Conditions attached after hearing by licensing authority**

#### **3a) General committee conditions**

N/A

#### **3b) Committee conditions to promote the prevention of crime and disorder**

N/A

#### **3c) Committee conditions to promote public safety**

N/A

#### **3d) Committee conditions to promote the prevention of public nuisance**

N/A

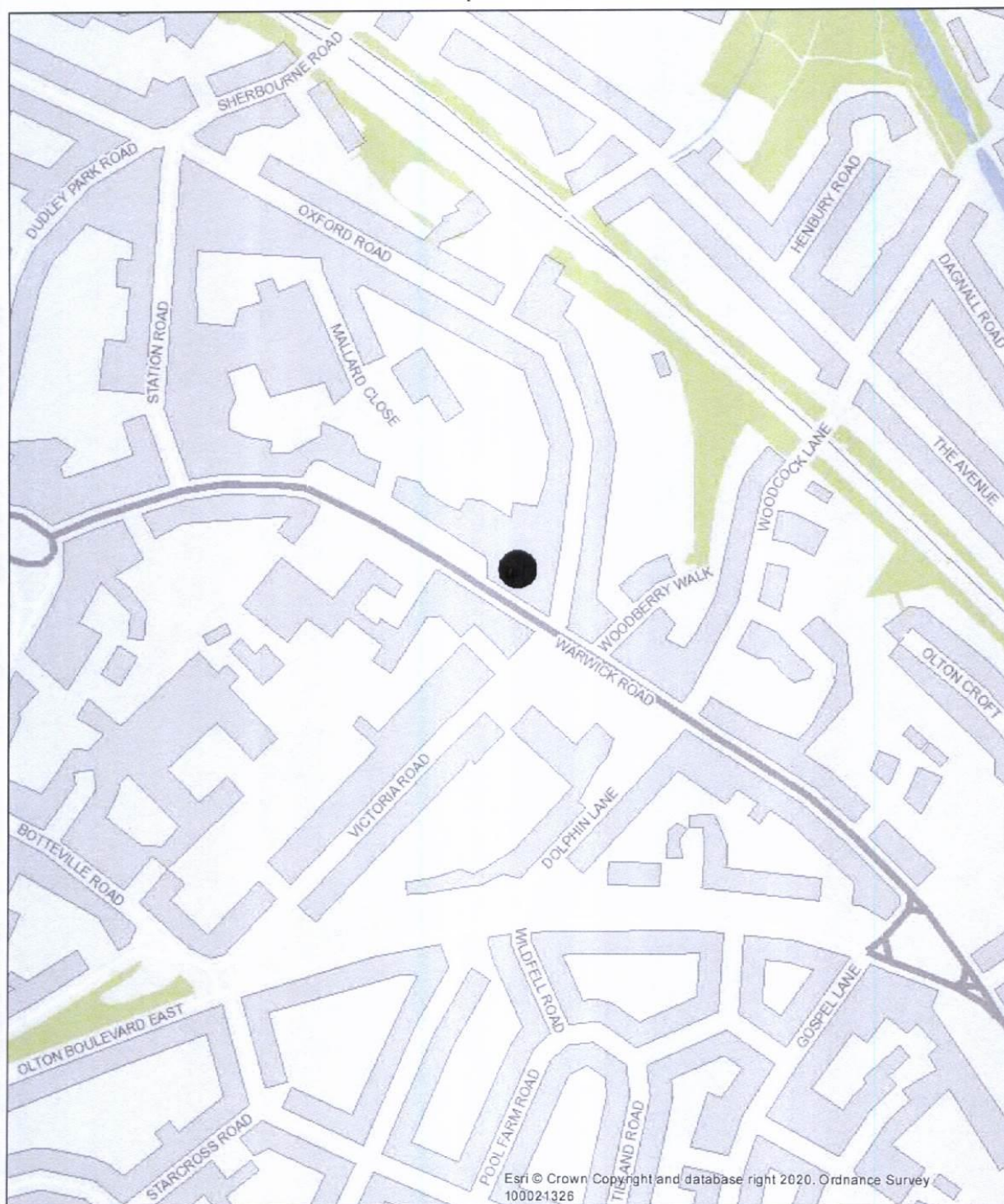
#### **3e) Committee conditions to promote the protection of children from harm**

N/A

#### **Annex 4 – Plans**

The plan of the premises with reference number **117767-4074/2** which is retained with the public register kept by Birmingham City Council and available free of charge for inspection by appointment only. Please call the Licensing Section on 0121 303 9896 to book an appointment.





**Birmingham**  
City Council

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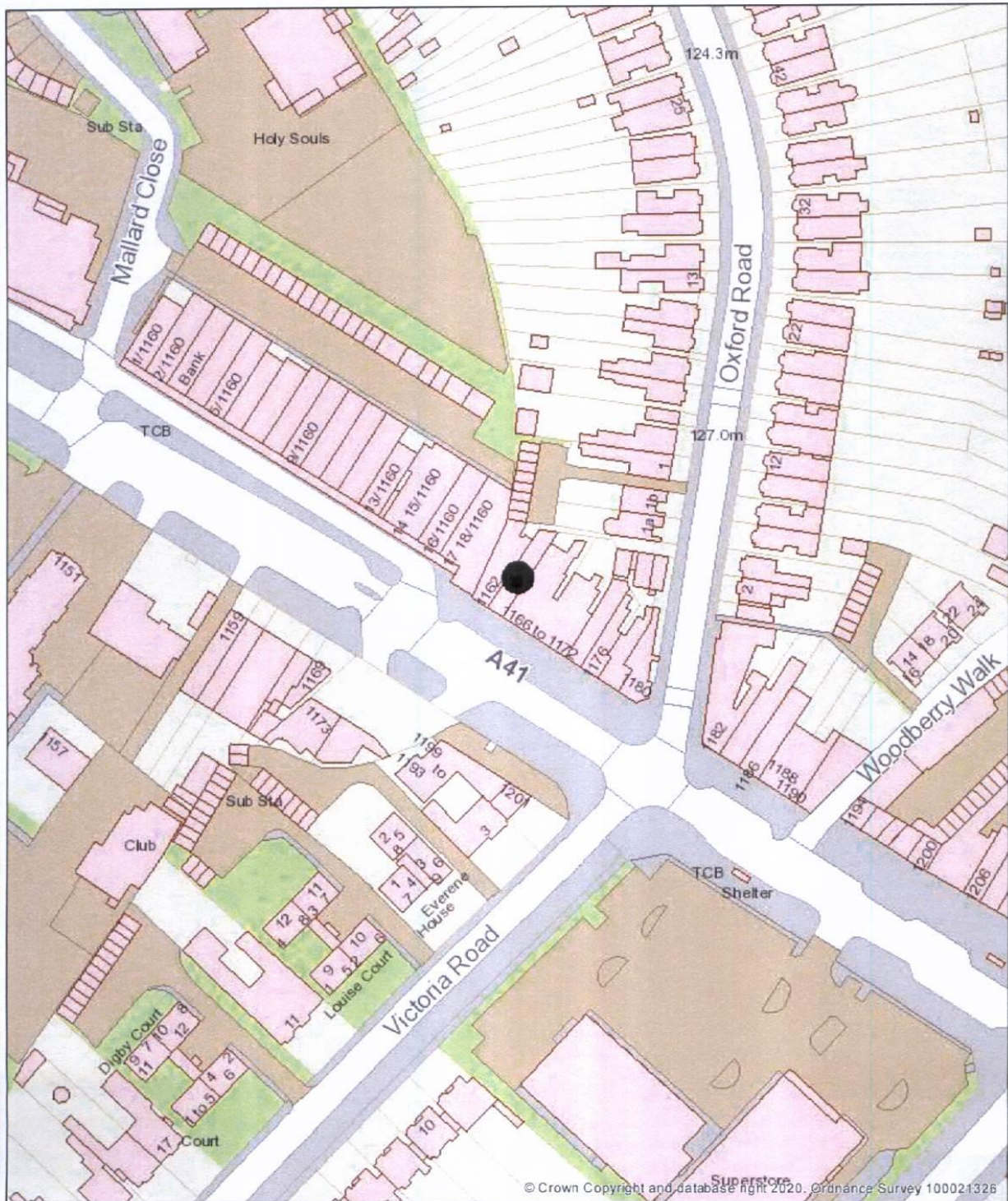
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